

CITY OF VENTURA
CITY COUNCIL AGENDA

Mayor Neal Andrews

Cheryl Heitmann, Councilmember
Matt LaVere, Deputy Mayor
Jim Monahan, Councilmember

Erik Nasarenko, Councilmember
Mike Tracy, Councilmember
Christy Weir, Councilmember

Dan Paranick, Interim City Manager
Gregory G. Diaz, City Attorney
Antoinette M. Mann, City Clerk

REGULAR MEETING
MONDAY, JULY 9, 2018, 6:00 P.M.
COUNCIL CHAMBERS, 501 POLI STREET, VENTURA

The regular meetings of the San Buenaventura (Ventura) City Council also serve as regular meetings of the Successor Agency and Public Facilities Financing Authority when Successor Agency and Public Facilities Financing Authority items are listed on the agenda.

The public has the opportunity to address the City Council on any item appearing on the agenda. Persons wishing to address the City Council are limited to three minutes on any agenda item with a cumulative total of five minutes for all agenda items, except if there are one or more Successor Agency and Public Facilities Financing Authority items on the agenda, members of the public shall have an additional total of three minutes on any agenda item with a cumulative total of five minutes for all agenda items to address all Successor Agency and Public Facilities Financing Authority matters.

At the first regular meeting of the month, City Council has allocated a total of 30 minutes for members of the public to address City Council on items of City business other than scheduled agenda items near the beginning of the agenda and will continue speakers beyond the 30 minutes until the end of the agenda under the heading of "Public Communications". Individuals may not acquire additional time from other speakers during Public Communications but may do so on formal agenda items per City Council Protocols. City Council cannot take action on any items not on the agenda. These items may be referred to staff or scheduled on a future agenda.

Persons wishing to address City Council should complete and submit a green "Speaker Form." If a member of the public wishes to comment on an item, complete a pink "Comment Form." Both forms are on a table inside the meeting room.

Administrative Reports relating to this agenda are available in the City Clerk's Office, 501 Poli Street, Room 204, Ventura, during normal business hours as well as on the City's website – <https://www.cityofventura.ca.gov/AgendaCenter>.

Public Hearing Notices and any materials related to an agenda item submitted to the City Council after distribution of the agenda packet are available for public review at the City Clerk's Office as well as on the City's website – <https://www.cityofventura.ca.gov/1236/9455/City-Council-Public-Hearing-NoticesSuppl>.

In compliance with the Americans with Disabilities Act, if you need assistance to participate in this meeting, please contact the City Clerk's Office at (805) 658-4787 or the California Relay Service at (866) 735-2929. Notification 72 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

ROLL CALL

PLEDGE OF ALLEGIANCE

SPECIAL PRESENTATIONS AND ANNOUNCEMENTS

CLOSED SESSION REPORT

CITY COUNCIL COMMUNICATIONS

Per Government Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities.

PUBLIC COMMUNICATIONS

CONSENT ITEMS

Matters appearing on the Consent Calendar are expected to be non-controversial and will be acted upon by City Council at one time without discussion unless a Councilmember, the Administration, or a member of the public requests an opportunity to address any given item. Items removed from the Consent Calendar will be discussed at the beginning of the Formal Items. Approval by the City Council of Consent Items means the recommendation of the Administration is approved along with the terms and conditions described in the Administrative Report.

1. [Approval of Minutes – April 23, 2018; May 2, 2018; May 7, 2018; May 14, 2018; May 21, 2018; May 29, 2018 \(Regular and Special meeting minutes\)](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve the Minutes of the April 23, 2018, May 2, 2018, May 7, 2018, May 14, 2018, May 21, 2018 and May 29, 2018.

2. [Consideration of Resolution Re-Confirming the Existence of a Local Emergency and a Local Public Health Emergency](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Adopt a Resolution re-confirming the Existence of a Local Emergency and a Local Public Health Emergency, title as follows:

CONSENT ITEMS (continued)

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY”

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA RE-CONFIRMING THE CONTINUING EXISTENCE OF A LOCAL EMERGENCY AND A LOCAL PUBLIC HEALTH EMERGENCY
RESOLUTION NO. 2018-____

3. [Consideration of Request for Authorization to Utilize Outside Counsel Services \[Best, Best & Krieger, LLP\] to assist with Land Use Planning Legal Issues on an Interim Basis](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Authorize the City Attorney to execute an Agreement with the law firm of Best, Best and Krieger, LLP to provide Land Use Planning Law Services on an interim basis.

4. [Grand Jury Report Response – Campaign Signs](#)

Staff: Antoinette M. Mann, City Clerk

RECOMMENDATION

Approve the response to the Grand Jury Report titled Campaign Signs.

5. [Amendment to License Agreement between the City of San Buenaventura and American Tower Corporation \(Hall Canyon\)](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Authorize the Interim Public Works Director to enter into an Amendment to the License Agreement between the City of San Buenaventura and American Tower Corporation for antenna upgrades to operate 911 (Emergency) radio communications equipment and existing antenna structures at Hall Canyon (Tower 89321).

CONSENT ITEMS (continued)

6. [2018 Annual Citywide Street Maintenance Services - Award of Contract](#)

Staff: Mary Joyce Ivers, Interim Public Works Director

RECOMMENDATION

Approve the award of contract and authorize the Mayor to execute the contract for the 2018 Annual Citywide Street Maintenance Services with the lowest responsible bidder, J&H Engineering General Contractors, for a total not-to-exceed amount of \$1,000,000 per year, with an extension period for a total not-to-exceed of \$3,000,000 for the life of this three (3) year contract, or until June 30, 2021.

7. [Application and Administration of Grant Funds for the Ventura Water Pure Advanced Treatment, Reuse, and Diversion Infrastructure Project](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

- a. Adopt a resolution authorizing the Ventura Water General Manager, or designee, to apply for, receive funds, enter into a cooperative agreement, and administer a grant for up to \$9,868,544 for the 2018 Bureau of Reclamation WaterSMART Title XVI Water Reclamation and Reuse Projects.
- b. Authorize the Ventura Water General Manager, or designee, to act on behalf of the City to conduct all negotiations, execute and submit all documents, including, without limitation, applications, agreements, amendments, and billing statements that may be necessary to accept these grants and complete the project under the grant.
- c. Authorize the Finance and Technology Department to assign increased appropriations to the proper funds, projects, and accounts if a grant is awarded.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, AUTHORIZING THE VENTURA WATER GENERAL MANAGER, OR DESIGNEE, TO APPLY FOR, RECEIVE FUNDS, ENTER INTO A COOPERATIVE AGREEMENT, AND ADMINISTER A GRANT FOR THE 2018 BUREAU OF RECLAMATION TITLE XVI WATER RECYCLING PROJECTS UNDER THE WIIN ACT RESOLUTION NO. 2018-____

CONSENT ITEMS (continued)

8. [Magellan Advisors, LLC – Broadband Strategy](#)

Staff: Mary Eckman, Interim Finance and Technology Director

RECOMMENDATION

- a. Approve the Agreement for Services with Magellan Advisors, LLC for a total not-to-exceed amount of \$83,700 over the next 6 months to perform a market, business and financial analysis to determine the feasibility of a Broadband/Fiber Master Plan to include developing a “dig-once” policy. Upon approval, Magellan Advisors will proceed with the development of the Master Plan Compilation and an optional Wireless Policy and Practice.
- b. Authorize the City Manager or designee to execute documents incident to the Agreement.
- c. Authorize Finance and Technology staff to transfer funds from the contingencies; \$50,000 from City Council Contingency and \$33,700 from General Fund Contingency in the proper fiscal year, fund, project and accounts to support this effort.

9. [Consideration of an Emergency Ordinance Repealing the Ban on the Use of Leaf Blowers](#)

Staff: Gregory G. Diaz, City Attorney

RECOMMENDATION

Introduce and adopt by four-fifths vote an Emergency Ordinance, effective immediately, title as follows:

“AN EMERGENCY ORDINANCE OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING ORDINANCE NO. 2017-020 WHICH PROHIBITED THE USE OF LEAF BLOWERS IN THE CITY”

AN EMERGENCY ORDINANCE OF THE CITY OF SAN BUENAVENTURA, CALIFORNIA, REPEALING ORDINANCE NO. 2017-020 WHICH PROHIBITED THE USE OF LEAF BLOWERS IN THE CITY ORDINANCE NO. 2018-___

APPOINTMENTS TO CITY COUNCIL ADVISORY GROUPS

10. [Appointments Recommendations — Appointments to Cultural Affairs Commission, Public Art Commission, Parks and Recreation Commission, Downtown Parking Advisory Committee and Library Advisory Commission](#)

Introduced by: Councilmember Heitmann, Appointment Recommendation Committee Chair

RECOMMENDATION

Approve the following appointments recommended by the Appointments Recommendation Committee:

- a. Cultural Affairs Commission:
 - Mary Lakin (Reappointment), Term: July 1, 2018 – June 30, 2022
 - Ken May (Reappointment), Term: July 1, 2018 – June 30, 2022
 - Alec Gasca, Term: July 9, 2018 – June 30, 2019
- b. Public Art Commission:
 - Todd Collart (Reappointment), Term: July 1, 2018 – June 30, 2022
 - Daniel Saltee (Reappointment), Term: July 1, 2018 – June 30, 2022
 - Maline Werness-Rude, Term: July 9, 2018 – June 30, 2019
- c. Parks and Recreation Commission:
 - James White (Reappointment), Term: July 1, 2018 – June 30, 2022
- d. Downtown Parking Advisory Committee:
 - Kevin Clerici (Reappointment), Term: July 1, 2018 – June 30, 2022
- e. Library Advisory Commission
 - Debbie Giles (Reappointment), Term: July 1, 2018 – June 30, 2022
 - Berta Steele (Reappointment), Term: Jul 1, 2018 – June 30, 2022

PUBLIC HEARING ITEMS

None

FORMAL ITEMS

11. [Overview of Inclusionary Housing In-Lieu and Linkage Fee Study](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

Receive an overview of the In-Lieu and Linkage Fee Study.

FORMAL ITEMS (continued)

12. [Year-Round Homeless Shelter](#)

Staff: Jeffrey Lambert, Community Development Director

RECOMMENDATION

- a. Endorse in concept the location of the year-round shelter at the Ventura County owned property located at 2323 Knoll Drive.
- b. Authorize Mayor Andrews to sign a letter of intent expressing the City's support to partner with the County of Ventura on the development and operations of a year-round homeless shelter.
- c. Subject to conditions, direct the Interim City Manager and Community Development Director to work with Ventura County to develop a detailed agreement to be scheduled for City Council consideration as soon as possible.

13. [Update on Implementation of the Tertiary Treated Flows Consent Decree, the Proposed Potable Reuse Project and State Water Interconnection](#)

Staff: Kevin Brown, Ventura Water General Manager

RECOMMENDATION

Receive the report on Ventura's progress in implementing the Tertiary Treated Flows Consent Decree and in moving forward with Potable Reuse.

PUBLIC NOTICES

Items listed under Public Notices are a matter of public record only. These items do not require City Council action.

14. [Recent Decisions of the Planning Commission and Design Review Committee](#)

**Planning Commission June 13, 2018 Action: Approved
PROJ-11082 – Case No. PDA-3-17-39414; UP-3-17-39434**

Request for Amendment to the Gateway Plaza Shopping Center Planned Development Permit and a Sprouts Farmers Market Alcohol Use Permit allowing an ABC License Type 20 (off-Sale Beer and Wine) to extend hours of operation for the entire shopping center and alcohol sales at Sprouts Farmers Market as follows: Retail Sales: 7:00 a.m. to 11:00 p.m. Monday through Sunday; Restaurants: 6:00 a.m. to 12:00 a.m. Monday through Sunday; Truck deliveries: 5:00 a.m. to 11:00 p.m. Sprouts Farmers Market: 7:00 a.m. to 11:00 p.m. Monday through Sunday. The project site is located on 25.26 acres at 4820 to 4990 Telephone Road; Ventura Gateway, LLC c/o Terri Dickerhoff, applicant; Commercial Planned Development (CPD) Zone.

PUBLIC NOTICES (continued)

Design Review Committee June 20, 2018 Action: Approved PROJ-11658 – Case No. DRC-7-17-41110

Formal Design Review for a 5,060 square-foot addition to an 11,908 square-foot one-story industrial warehouse. The project also includes automobile/bicycle parking improvements, new trash enclosure, an enclosed 1,740 square-foot outdoor storage area, new landscaping, and a new public sidewalk on a 40,058 square-foot lot located at 1717 Palma Drive; ADS Group, applicant; M-2 Zone.

Design Review Committee June 20, 2018 Action: Approved PROJ-11843 – Case No. DRC-10-17-42358

Formal Design Review to construct a new two story 1,686 square foot detached residential unit with a 364.55 square foot unfinished first floor space and a 588 square foot garage space divided into storage and a single car garage space accessed from the rear alley. The project is located on a 12,600 square foot lot at 1181 East Main Street; Sandy Friedman, applicant; Main Street Frontage T4.1 Zone.

PUBLIC COMMUNICATIONS

CITY COUNCIL COMMUNICATIONS/REPORTS – REGIONAL BOARDS/ COMMISSIONS/COMMITTEES

Per Governmental Code Section 54954.2(a)(2), the Council Communications section of the agenda provides City Council the opportunity to ask a question for clarification, make a brief announcement, or make a brief report on his or her own activities. Councilmembers serving on regional boards, commissions, or committees to present a verbal report to the full City Council on the activities of the respective boards, commission, or committees upon which they serve.

CITY MANAGER COMMUNICATIONS

ADJOURNMENT

This agenda was posted on Tuesday, July 3, 2018, at 11:00 a.m. in the City Clerk's Office, on the City Hall Public Notices Board and on the internet.